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Attorney for Third-Party Defendant
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
MANUELA VALENTIN,	:	
	:	
Plaintiff,	:	
	:	ECF CASE
-against-	:	
	:	
THE BRONX-LEBANON HOSPITAL CENTER,	:	07 Civ. 2940 (GEL)
ILIANA ROBINSON,	:	
	:	
Defendants.	:	<u>NOTICE OF MOTION</u>
	:	
-----X	:	
THE BRONX-LEBANON HOSPITAL CENTER,	:	
	:	
Third-Party Plaintiff,	:	
	:	
-against-	:	
	:	
MORRIS HEIGHTS HEALTH CENTER,	:	
	:	
Third-Party Defendant.	:	
-----X	:	

PLEASE TAKE NOTICE that, upon the accompanying Declaration of Richard G. Bergeron, dated February 4, 2007, Declaration of Peter M. Skinner, dated May 25, 2007, and the Memorandum of Law in Support of Morris Heights Health Center's Motion to Dismiss the Third-Party Complaint for Lack of Subject Matter Jurisdiction, Third-Party Defendant Morris

Heights Health Center, by and through its attorney, Michael J. Garcia, United States Attorney for the Southern District of New York, will move this Court for an order dismissing the Third-Party Complaint against Morris Heights Health Center for lack of subject matter jurisdiction pursuant to Fed. R. Civ. P. 12(b)(1).

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's May 9, 2007 scheduling order, opposition papers, if any, shall be served on or before June 20, 2007.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's May 9, 2007 scheduling order, reply papers, if any, shall be served on or before July 5, 2007.

Dated: New York, New York
May 25, 2007

Respectfully submitted,

MICHAEL J. GARCIA
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Southern District of New York
Attorney for Third-Party Defendant
Morris Heights Health Center

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